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October 19, 2006

HAND DELIVERED

Docket Control
Arizona Corporation Commission
1200 W. Washington
Phoenix, AZ 85007

T-03943A-06-0495
T-04112A-06-0495
T-04113A-06-0495

AZ CORP COMMISSION
DOCUMENT CONTROL

2006 OCT 19 P 4: 31

RECEIVED

Re: *Compliance Item; Notice Letter Pursuant to the Third Ordering Paragraph at
Page 7 of Decision No. 68958*

Dear Sir/Madam:

As required by the third ordering paragraph at page 7 of Decision No. 68958, enclosed are the original and 17 copies of Mr. Brian Thomas' notice letter regarding a merger-related lay-off of a Time Warner Telecom employee in Arizona.

Please do not hesitate to contact me if you have any question regarding this notice letter.

Sincerely,

Joan S. Burke

JSB/III
1408764
Enclosure

Original filed with Docket
Control this 19th day of October, 2006

cc: (w/enclosure): Ernest Johnson, Director, Utilities Division (delivered)
Each Commissioner (delivered)

Arizona Corporation Commission

DOCKETED

OCT 19 2006

DOCKETED BY

October 19, 2006

Mr. Ernest G. Johnson
Director, Utilities Division,
Arizona Corporation Commission
1200 West Washington
Phoenix, AZ 85007

Dear Director Johnson:

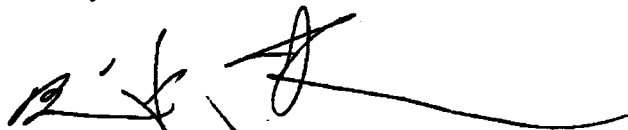
In Decision No. 68958, the Arizona Corporation Commission ordered Time Warner Telecom, Inc. and Xspedius Communications, LLC to provide written notification to you, and to the individual Commission members, at least 60 days prior to any planned acquisition-related Arizona layoffs, plant, or facility closings. This letter provides notice that Time Warner Telecom and Xspedius will be laying off, with severance, one Time Warner Telecom employee and offering a lateral move to one Xspedius employee as a result of the acquisition.

When the Commission considered the Time Warner Telecom and Xspedius merger on September 19, 2006, Time Warner Telecom had 18 employees in Tucson and Xspedius employed 16 persons. As I represented at the open meeting, Time Warner Telecom has made every effort to keep all employees and will be retaining, or offering new positions to, 33 of the 34 Tucson employees. Unfortunately, due to job function duplication, the Time Warner Telecom Network Application Engineer will be laid off. Once the two networks are consolidated, the combined companies will only need one person in this position. This employee will receive a 60 day notice, a fair termination package beyond the 60 day notice, and two months of paid COBRA health coverage and outplacement services. The termination package will include a week of severance pay for every year he was employed with the company, the amount of which will be doubled if the employee chooses to remain with the company through the 60 day notice period.

This letter also provides you with notice that one Xspedius senior management employee will be offered a lateral management move to Las Vegas, Nevada. If he declines this offer, he will also be laid off, with a 60 day notice, the termination package described above, and two months of COBRA health coverage and outplacement services.

We do not have further plans to reduce our employee headcount in Arizona as a result of this acquisition. Time Warner Telecom, Inc. remains committed to maintaining our employment base in Arizona and investing in and expanding network infrastructure to provide high quality telecommunications services to business customers in Arizona.

Sincerely,

A handwritten signature in black ink, appearing to read 'Brian Thomas', with a long horizontal flourish extending to the right.

Brian Thomas, Vice President Regulatory Affairs
Time Warner Telecom, Inc.

CC: Commissioner Jeff Hatch-Miller, Chairman
Commissioner William A. Mundell
Commissioner Mike Gleason
Commissioner Kristin K. Mayes
Commissioner Barry Wong